

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:19-cv-00785-TFH**

CENTER FOR BIOLOGICAL DIVERSITY v. NATIONAL  
HIGHWAY TRAFFIC SAFETY ADMINISTRATION

Assigned to: Judge Thomas F. Hogan  
Cause: 05:552 Freedom of Information Act

Date Filed: 03/21/2019

Jury Demand: None

Nature of Suit: 895 Freedom of  
Information Act

Jurisdiction: U.S. Government Defendant

**Plaintiff**

**CENTER FOR BIOLOGICAL  
DIVERSITY**

represented by **Maya Golden-Krasner-**  
CENTER FOR BIOLOGICAL  
DIVERSITY  
660 S. Figueroa Street  
Suite 1000  
Los Angeles, CA 90017  
(213) 785-5402  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Anchun Jean Su**  
CENTER FOR BIOLOGICAL  
DIVERSITY  
1411 K Street, NW  
Suite 1300  
Washington, DC 20005  
415-770-3187  
Fax: 510-844-7150  
Email: [jsu@biologicaldiversity.org](mailto:jsu@biologicaldiversity.org)  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**NATIONAL HIGHWAY TRAFFIC  
SAFETY ADMINISTRATION**

represented by **Matthew Evan Kahn**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-6718  
Email: [matthew.kahn@usdoj.gov](mailto:matthew.kahn@usdoj.gov)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

| Date Filed | #        | Docket Text  |
|------------|----------|--|
| 03/21/2019 | <u>1</u> | COMPLAINT against NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION ( Filing fee \$ 400 receipt number 0090-6012647) filed by CENTER FOR BIOLOGICAL DIVERSITY. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Certificate Rule LCvR 7.1, # <u>3</u> Summons NHTSA, # <u>4</u> Summons U.S. Attorney for D.C., # <u>5</u> Summons U.S. Attorney General)(Su, Anchun) (Attachment 1 replaced on 3/21/2019) (zef, ). (Entered: 03/21/2019) |
| 03/21/2019 | <u>2</u> | MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Maya Golden-Krasner,: Firm- Center for Biological Diversity,: Address- 660 South Figueroa Street, Suite 1000, Los Angeles, CA, 90017. Phone No. - (213) 785-5402. <i>Motion for Admission of Maya Golden-Krasner to Appear Pro Hac Vice</i> Filing fee \$ 100, receipt number 0090-6012649. Fee Status: Fee Paid. by CENTER FOR  |

|            |           |  |
|------------|-----------|--|
|            |           | BIOLOGICAL DIVERSITY (Attachments: # <u>1</u> Declaration of Maya Golden-Krasner in Support of Pro Hac Vice Motion)(Su, Anchun) (Entered: 03/21/2019)  |
| 03/21/2019 | <u>3</u>  | LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests. (zef, ) (Entered: 03/21/2019)   |
| 03/21/2019 |           | Case Assigned to Judge Thomas F. Hogan. (zef, ) (Entered: 03/21/2019)  |
| 03/21/2019 | <u>4</u>  | SUMMONS (3) Issued Electronically as to NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION, U.S. Attorney and U.S. Attorney General. (Attachments: # <u>1</u> Notice and Consent)(zef, ) (Entered: 03/21/2019)   |
| 03/26/2019 |           | MINUTE ORDER granting <u>2</u> Motion for Admission of Maya Golden-Krasner to Appear Pro Hac Vice. Signed by Judge Thomas F. Hogan on March 26, 2019. (JK) (Entered: 03/26/2019)   |
| 05/10/2019 | <u>5</u>  | NOTICE of Appearance by Matthew Evan Kahn on behalf of NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION (Kahn, Matthew) (Entered: 05/10/2019)  |
| 05/10/2019 | <u>6</u>  | ANSWER to Complaint by NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION.(Kahn, Matthew) (Entered: 05/10/2019)  |
| 05/15/2019 |           | MINUTE ORDER directing the parties to meet, confer, and file a joint status report proposing a schedule for further proceedings. The joint status report shall be filed on or before June 12, 2019. Signed by Judge Thomas F. Hogan on May 15, 2019. (JK) (Entered: 05/15/2019)  |
| 05/16/2019 |           | Set/Reset Deadlines: Joint Meet & Confer Statement due by 6/12/2019. (hs) (Entered: 05/16/2019)  |
| 06/11/2019 | <u>7</u>  | Joint STATUS REPORT by NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION. (Kahn, Matthew) (Entered: 06/11/2019)   |
| 06/12/2019 |           | MINUTE ORDER. Upon consideration of the parties' <u>7</u> Joint Status Report, it is ordered that this case shall proceed as follows: the plaintiff's motion for summary judgment shall be filed by August 2, 2019; the defendant's opposition and cross-motion for summary judgment shall be filed by August 30, 2019; the plaintiff's reply and opposition to the defendant's cross-motion shall be due by September 20, 2019; and the defendant's reply shall be due by October 11, 2019. Signed by Judge Thomas F. Hogan on June 12, 2019. (JK) (Entered: 06/12/2019)  |
| 06/12/2019 |           | Set/Reset Deadlines: plaintiff's motion for summary judgment shall be filed by August 2, 2019; the defendant's opposition and cross-motion for summary judgment shall be filed by August 30, 2019; the plaintiff's reply and opposition to the defendant's cross-motion shall be due by September 20, 2019; and the defendant's reply shall be due by October 11, 2019. (hs) (Entered: 06/12/2019)   |
| 08/01/2019 | <u>8</u>  | MOTION for Summary Judgment <i>Plaintiff's Memorandum of Points And Authorities In Support Of Motion For Summary Judgment</i> by CENTER FOR BIOLOGICAL DIVERSITY (Attachments: # <u>1</u> Statement of Facts, # <u>2</u> Text of Proposed Order, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D)(Su, Anchun) (Entered: 08/01/2019)   |
| 08/23/2019 | <u>9</u>  | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 4/10/2019. ( Answer due for ALL FEDERAL DEFENDANTS by 5/10/2019.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 3/27/2019., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION served on 3/27/2019 (Attachments: # <u>1</u> Exhibit A Return Receipts/Proof of Delivery)(Su, Anchun) (Entered: 08/23/2019) |
| 08/30/2019 | <u>10</u> | Memorandum in opposition to re <u>8</u> MOTION for Summary Judgment <i>Plaintiff's Memorandum of Points And Authorities In Support Of Motion For Summary Judgment</i> filed by NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION. (Attachments: # <u>1</u> Appendix Table of Contents, # <u>2</u> Appendix Table of Authorities, # <u>3</u>   |

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|            |           | Memorandum in Support, # <u>4</u> Statement of Facts, # <u>5</u> Declaration A, # <u>6</u> Declaration B, # <u>7</u> Text of Proposed Order)(Kahn, Matthew) (Entered: 08/30/2019)   |
| 08/30/2019 | <u>11</u> | Cross MOTION for Summary Judgment, MOTION to Dismiss by NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION (Attachments: # <u>1</u> Appendix Table of Contents, # <u>2</u> Appendix Table of Authorities, # <u>3</u> Memorandum in Support, # <u>4</u> Statement of Facts, # <u>5</u> Declaration A, # <u>6</u> Declaration B, # <u>7</u> Text of Proposed Order)(Kahn, Matthew). Added MOTION to Dismiss on 9/3/2019 (jf). (Entered: 08/30/2019) |
| 09/16/2019 | <u>12</u> | STIPULATION of Dismissal ( <i>Joint</i> ) by CENTER FOR BIOLOGICAL DIVERSITY. (Su, Anchun) (Entered: 09/16/2019)  |